

FILED

MARCH 23, 2021

HON. BRUCE J. KAPLAN, J.S.C.

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VICTORIA ANN WARNET and KENNETH
JOHN WARNET, her husband,

Plaintiffs,

v.

JOHNSON & JOHNSON, JANSSEN
PHARMACEUTICAL RESEARCH &
DEVELOPMENT, LLC and JANSSEN
PHARMACEUTICAL, INC.,

Defendants.

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION: MIDDLESEX COUNTY
DOCKET NO. L-9956-14

CIVIL ACTION
LEVAQUIN LITIGATION
CASE CODE 286

ORDER

Plaintiffs requested that the Court send the matter to mediation, and rejected the mediator proposed by the Defendants; Plaintiffs now seeks the Court to order that the parties proceed with mediation through the program of the court system; Defendants do not oppose the request of the Plaintiffs; and for good cause having been shown;

It is on this 23rd day of March, 2021,

ORDERED as follows:

1. The matter may proceed to mediation through the court system program, to be completed within seventy-five (75) days of the date of this Order; and
2. Any party may withdraw from the mediation process after the expiration of the initial one-hour in-person mediation session; and
3. Compensation of party-selected or court-designated mediators shall be handled in accordance with the "guidelines for the compensation of mediators" contained in appendix xxvi of

the rules of court. Mediators on the roster whether party-selected or court-designated shall serve without compensation for the first two hours which shall include a mandatory organizational telephone conference with counsel and pro se parties and an in-person mediation session of at least one hour. The parties may select any mediator not on the roster of mediators and such non-roster mediator may negotiate a fee with the parties but is bound by all other terms and conditions of this order and the court's mediation procedures; and

4. Deadlines in the pretrial scheduling order will be adjusted by seventy-five (75) days to allow mediation to proceed first; and it is further

ORDERED that service of this Order shall be deemed effectuated upon all parties upon its upload to e-Courts. Pursuant to Rule 1:5-1(a), movant shall serve a copy of this Order on all parties not served electronically within seven (7) days of the date of this Order.

/s/ Bruce J. Kaplan

HONORABLE BRUCE J. KAPLAN, J.S.C.